

# Senate File 285 - Introduced

SENATE FILE 285

BY SODDERS

## A BILL FOR

1 An Act relating to certificates of need for certain radiation  
2 therapy services, and including effective date and  
3 retroactive and other applicability provisions.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 135.61, subsection 18, paragraph m,  
2 subparagraph (4), Code 2015, is amended to read as follows:

3 (4) Radiation therapy service applying ionizing radiation  
4 for the treatment of malignant disease using megavoltage  
5 external beam equipment with a value in excess of five million  
6 dollars.

7 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being deemed of  
8 immediate importance, takes effect upon enactment.

9 Sec. 3. RETROACTIVE APPLICABILITY. This Act applies  
10 retroactively to July 1, 2014.

11 Sec. 4. APPLICABILITY. This Act applies to certificate  
12 of need applications submitted on or after July 1, 2014, for  
13 radiation therapy service applying ionizing radiation for the  
14 treatment of malignant disease using megavoltage external beam  
15 equipment, and a party who is an affected person with respect  
16 to the application may seek a rehearing on the application  
17 pursuant to section 135.70.

18 EXPLANATION

19 The inclusion of this explanation does not constitute agreement with  
20 the explanation's substance by the members of the general assembly.

21 Currently, a certificate of need is required for all  
22 radiation therapy service applying ionizing radiation for the  
23 treatment of malignant disease using megavoltage external beam  
24 equipment. Under the bill, a certificate of need would only  
25 be required for such radiation therapy service with a value in  
26 excess of \$5 million. The bill takes effect upon enactment,  
27 is retroactively applicable to July 1, 2014, and is applicable  
28 to certificate of need applications for radiation therapy  
29 services submitted on or after July 1, 2014, and a party who is  
30 an affected person with respect to the application may seek a  
31 rehearing on the application.